

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1001 be amended to read as follows:

- 1 Page 92, line 45, delete "6,381,650,000 6,497,650,000" and insert
- 2 "**6,359,350,000 6,515,300,000**".
- 3 Page 93, line 24, delete "166,550,000 272,750,000" and insert
- 4 "**187,210,000 230,810,000**".
- 5 Page 120, line 12, delete "5,111,800,000" and insert
- 6 "**5,092,800,000**".
- 7 Page 120, line 16, delete "77,500,000" and insert "**97,820,000**".
- 8 Page 157, delete lines 37 through 46.
- 9 Page 158, delete lines 22 through 27, begin a new line and insert:
- 10 "~~(3)~~ **(1)** six billion ~~five~~ **two** hundred ~~nine~~ **ninety-four** million
- 11 **three hundred thousand** dollars ~~(\$6,509,000,000)~~
- 12 **(\$6,294,300,000)** in 2009;
- 13 **(2) six billion four hundred twenty-four million four hundred**
- 14 **thousand dollars (\$6,424,400,000) in 2010; and**
- 15 **(3) six billion six hundred six million two hundred thousand**
- 16 **dollars (\$6,606,200,000) in 2011.**".
- 17 Page 159, delete lines 21 through 46, begin a new paragraph and
- 18 insert:
- 19 "SECTION 96. IC 20-43-5-3, AS AMENDED BY P.L.3-2008,
- 20 SECTION 125, IS AMENDED TO READ AS FOLLOWS
- 21 [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 3. A
- 22 school corporation's complexity index is determined under the
- 23 following formula:
- 24 STEP ONE: Determine the greater of zero (0) or the result of the
- 25 following:
- 26 (1) Determine the percentage of the school corporation's
- 27 students who were eligible for free or reduced price lunches in
- 28 the school year ending in the later of ~~2007~~ **2009** or the first
- 29 year of operation of the school corporation.
- 30 (2) Determine the quotient of:
- 31 ~~(A) in 2008:~~

1 (i) two thousand two hundred fifty dollars (\$2,250); divided
 2 by
 3 (ii) four thousand seven hundred ninety dollars (\$4,790);
 4 and
 5 (B) in 2009:
 6 (i) two thousand four hundred dollars (\$2,400); divided by
 7 (ii) four thousand eight two hundred twenty-five dollars
 8 ~~(\$4,825); (\$4,200);~~
 9 **(C) in 2010:**
 10 **(i) two thousand four hundred twenty-six dollars**
 11 **(\$2,426); divided by**
 12 **(ii) four thousand two hundred forty-five dollars**
 13 **(\$4,245); and**
 14 **(D) in 2011:**
 15 **(i) two thousand five hundred fourteen dollars (\$2,514);**
 16 **divided by**
 17 **(ii) four thousand four hundred dollars (\$4,400).**
 18 (3) Determine the product of:
 19 (A) the subdivision (1) amount; multiplied by
 20 (B) the subdivision (2) amount.
 21 STEP TWO: Determine the result of one (1) plus the STEP ONE
 22 result.
 23 STEP THREE: This STEP applies if the STEP TWO result is
 24 equal to or greater than at least one and twenty-five hundredths
 25 (1.25). Determine the result of the following:
 26 (1) Subtract one and twenty-five hundredths (1.25) from the
 27 STEP TWO result.
 28 (2) Determine the result of:
 29 (A) the STEP TWO result; plus
 30 (B) the subdivision (1) result.
 31 The data to be used in making the calculations under STEP ONE must
 32 be the data collected in the annual pupil enrollment count by the
 33 department."
 34 Page 160, delete lines 3 through 6, begin a new line and insert:
 35 "STEP ONE: ~~Determine~~ **The STEP ONE amount is:**
 36 ~~(A) in 2008, four thousand seven hundred ninety dollars~~
 37 ~~(\$4,790); or~~
 38 ~~(B) (A) in 2009, four thousand eight two hundred twenty-five~~
 39 ~~dollars (\$4,825); (\$4,200);~~
 40 **(B) in 2010, four thousand two hundred forty-five dollars**
 41 **(\$4,245); and**
 42 **(C) in 2011, four thousand four hundred dollars (\$4,400)."**
 43 Page 160, delete lines 8 through 48.
 44 Page 161, delete lines 1 through 47 and insert:
 45 "SECTION 99. IC 20-43-5-6, AS AMENDED BY P.L.234-2007,
 46 SECTION 245, IS AMENDED TO READ AS FOLLOWS
 47 [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 6. **(a) This**

1 subsection applies to a charter school that has previous year
 2 revenue that is not greater than zero (0). A charter school's
 3 transition to foundation amount for a year is equal to the
 4 foundation amount for the year.

5 **(b) This subsection applies to a school corporation that is not**
 6 **described in subsection (a).** A school corporation's transition to
 7 foundation amount for a calendar year is equal to the result determined
 8 under STEP THREE of the following formula:

9 STEP ONE: Determine the difference of:

10 (A) the school corporation's foundation amount; minus

11 (B) the school corporation's previous year revenue foundation
 12 amount.

13 STEP TWO: Divide the STEP ONE result by:

14 ~~(A) four (4) in 2008; or~~

15 ~~(B) (A) three (3) in 2009;~~

16 **(B) two (2) in 2010; and**

17 **(C) one (1) in 2011.**

18 STEP THREE: A school corporation's STEP THREE amount is
 19 the following:

20 (A) For a charter school located outside Marion County that
 21 has previous year revenue that is not greater than zero (0), the
 22 charter school's STEP THREE amount is the quotient of:

23 (i) the school corporation's transition to foundation revenue
 24 for the calendar year where the charter school is located;
 25 divided by

26 (ii) the school corporation's current ADM.

27 (B) For a charter school located in Marion County that has
 28 previous year revenue that is not greater than zero (0), the
 29 charter school's STEP THREE amount is the weighted average
 30 of the transition to foundation revenue for the school
 31 corporations where the students counted in the current ADM
 32 of the charter school have legal settlement, as determined
 33 under item (iv) of the following formula:

34 (i) Determine the transition to foundation revenue for each
 35 school corporation where a student counted in the current
 36 ADM of the charter school has legal settlement.

37 (ii) For each school corporation identified in item (i), divide
 38 the item (i) amount by the school corporation's current
 39 ADM.

40 (iii) For each school corporation identified in item (i),
 41 multiply the item (ii) amount by the number of students
 42 counted in the current ADM of the charter school that have
 43 legal settlement in the particular school corporation.

44 (iv) Determine the sum of the item (iii) amounts for the
 45 charter school.

46 (C) The STEP THREE amount for a school corporation that is
 47 not a charter school described in clause (A) or (B) is the

following:

(i) The school corporation's foundation amount for the calendar year if the STEP ONE amount is at least negative fifty dollars (-\$50) and not more than one hundred dollars (\$100).

(ii) For ~~2009~~; **2011**, the school corporation's foundation amount for the calendar year, if the foundation amount in ~~2008~~ **2010** equaled the school corporation's transition to foundation revenue per adjusted ADM in ~~2008~~; **2010**.

(iii) The sum of the school corporation's previous year revenue foundation amount and the greater of the school corporation's STEP TWO amount or one hundred dollars (\$100), if the school corporation's STEP ONE amount is greater than one hundred dollars (\$100).

(iv) The difference determined by subtracting fifty dollars (\$50) from the school corporation's previous year revenue foundation amount, if the school corporation's STEP ONE amount is less than negative fifty dollars (-\$50).

SECTION 100. IC 20-43-5-7, AS AMENDED BY P.L.3-2008, SECTION 126, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 7. A school corporation's transition to foundation revenue for a calendar year is equal to the ~~sum of the following~~:

~~(1) The product of:~~

~~(A) (1) the school corporation's transition to foundation amount for the calendar year; multiplied by~~

~~(B) (2) the school corporation's:~~

~~(i) current ADM, if the current ADM for the school corporation is less than one hundred (100); and~~

~~(ii) current adjusted ADM, if item (i) does not apply.~~

~~(2) Either:~~

~~(A) the result of:~~

~~(i) one hundred dollars (\$100) for calendar year 2008 and one hundred fifty dollars (\$150) for calendar year 2009; multiplied by~~

~~(ii) the school corporation's adjusted ADM;~~

~~if the school corporation's current ADM is less than three thousand and six hundred (3,600) and the amount determined under subdivision (1) is less than the school corporation's previous year revenue;~~

~~(B) the result of:~~

~~(i) one hundred dollars (\$100) for calendar year 2008 and one hundred fifty dollars (\$150) for calendar year 2009; multiplied by~~

~~(ii) the school corporation's adjusted ADM;~~

~~if clause (A) does not apply and the result of the amount under subdivision (1) is less than the result of the school~~

corporation's previous year revenue multiplied by nine hundred sixty-five thousandths (0.965);

(C) the school corporation's current adjusted ADM multiplied by the lesser of:

(i) one hundred dollars (\$100); or

(ii) the school corporation's STEP TWO amount under section 6 of this chapter;

if clauses (A) and (B) do not apply, the amount under subdivision (1) is less than the school corporation's previous year revenue, and the school corporation's result under STEP ONE of section 6 of this chapter is greater than zero (0); or (D) zero (0); if clauses (A), (B), and (C) do not apply.

(3) This subdivision does not apply to a charter school. Either:

(A) three hundred dollars (\$300) multiplied by the school corporation's current ADM; if the school corporation's current ADM is less than one thousand seven hundred (1,700) and the school corporation's complexity index is greater than one and two-tenths (1.2);

(B) one hundred dollars (\$100) multiplied by the school corporation's current ADM; if the school corporation's current ADM is less than one thousand seven hundred (1,700) and the school corporation's complexity index is greater than one and one-tenth (1.1) and not greater than one and two-tenths (1.2); or

(C) zero (0); if clauses (A) and (B) do not apply.

SECTION 101. IC 20-43-6-3, AS AMENDED BY P.L.146-2008, SECTION 488, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 3. (a) A school corporation's **total regular program basic** tuition support for a **calendar** year is the amount determined under the applicable provision of this section.

(b) This subsection applies to a school corporation that has transition to foundation revenue per adjusted ADM for a **calendar** year that is not equal to the ~~school corporation's~~ foundation amount for the **calendar** year. The school corporation's **total regular program basic** tuition support for a **calendar** year is equal to the school corporation's transition to foundation **revenue amount** for the **calendar** year **multiplied by the school corporation's adjusted ADM.**

(c) This subsection applies to a school corporation that has transition to foundation revenue per adjusted ADM for a **calendar** year that is equal to the ~~school corporation's~~ foundation amount for the **calendar** year. The school corporation's **total regular program basic** tuition support for a **calendar** year is the sum of the following:

(1) The ~~school corporation's~~ foundation amount for the **calendar** year multiplied by the school corporation's adjusted ADM. ~~for the current year.~~

(2) The amount of the annual decrease in federal aid to impacted

1 areas from the year preceding the ensuing calendar year by three
 2 (3) years to the year preceding the ensuing calendar year by two
 3 (2) years.

4 **(3) The distribution to the school corporation under**
 5 **IC 20-43-11.5 in the current year to cover the costs of opening**
 6 **a new school facility during the year that immediately**
 7 **precedes the current year."**

8 Page 162, line 23, strike "seventy-four thousand five hundred dollars
 9 (\$74,500)." and insert **"seventy-nine thousand five hundred dollars**
 10 **(\$79,500)."**

11 Page 163, line 33, delete "(107.5%)." and insert **"(107.5%) for**
 12 **2009, one hundred fifty percent (150%) for 2010, one hundred ten**
 13 **percent (110%) for 2011."**

14 Page 163, between lines 35 and 36, begin a new paragraph and
 15 insert:

16 "SECTION 109. IC 20-43-10-2, AS ADDED BY P.L.2-2006,
 17 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 18 [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 2. (a) A
 19 school corporation's academic honors diploma award for a calendar
 20 year is the amount determined under STEP TWO of the following
 21 formula:

22 STEP ONE: Determine the number of the school corporation's
 23 eligible pupils who successfully completed an academic honors
 24 diploma program in the school year ending in the previous
 25 calendar year.

26 STEP TWO: Multiply the STEP ONE amount by:

27 **(A) for 2009, nine hundred dollars (\$900); and**

28 **(B) for 2010 and 2011, one thousand five hundred sixty**
 29 **dollars (\$1,560).**

30 (b) An amount received by a school corporation as an honors
 31 diploma award may be used only for:

32 (1) any:

33 (A) staff training;

34 (B) program development;

35 (C) equipment and supply expenditures; or

36 (D) other expenses;

37 directly related to the school corporation's academic honors
 38 diploma program; and

39 (2) the school corporation's program for high ability students.

40 (c) A governing body that does not comply with this section for a
 41 school year is not eligible to receive an academic honors diploma
 42 award for the following school year."

43 Page 164, line 16, delete "SIX" and insert **"THREE"**.

44 Page 164, delete lines 25 through 35.

45 Page 164, line 36, delete "SIX:" and insert **"THREE:"**.

46 Page 164, line 37, delete "FIVE" and insert **"TWO"**.

47 Page 164, delete lines 44 through 48 and insert:

- 1 **"(A) 2009, one hundred ninety-five million six hundred**
2 **forty thousand dollars (\$195,640,000);**
3 **(B) 2010, one hundred seventy-eight million seven hundred**
4 **eighty thousand dollars (\$178,780,000); and**
5 **(C) 2011, one hundred forty-one million four hundred**
6 **twenty thousand dollars (\$141,420,000); or"**
7 Page 165, delete lines 46 through 48.
8 Page 166, delete lines 1 through 4.
9 Page 177, line 44, delete "IC 20-43-1-4; IC 20-43-1-29.3;".
10 Page 177, delete line 45.
11 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1001 as printed April 10, 2009.)

Senator ROGERS